

November 19, 2010

Marlene Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554



Re: Notice of *Ex Parte* Presentation
GN Docket No. 09-157 (Spectrum Innovation and Investment)
GN Docket No. 09-51 (National Broadband Plan)
ET Docket No. 04-186 (TV White Spaces)
WT Docket No. 10-4 (Wireless Signal Boosters)

Dear Ms. Dortch:

On Thursday, November 18, 2010, representatives of member organizations in the Public Interest Spectrum Coalition (together, the "PISC Representatives") participated in three separate meetings with Commission staff, in each case to discuss the three spectrum policy items on the Commission's tentative agenda for the November 30, 2010 open meeting, as well as other matters described below.

The PISC Representatives met separately with Charles Mathias, Commissioner Baker's Senior Legal Advisor for Wireless, International and Public Safety issues; and with Louis Peraertz, Commissioner Clyburn's Legal Advisor, for Wireless, International, and Public Safety. The PISC Representatives' third meeting was with various staff members in the Commission's Wireless Telecommunications Bureau ("WTB") and the Commission's Office of Engineering and Technology ("OET"), including: Julius Knapp, OET Chief; Ira Keltz, OET Deputy Chief; Bruce Romano, OET Associate Chief (Legal); Walter Johnson, Chief of OET's Electromagnetic Compatibility Division; Karen Ansari, Chief of the Technical Rules Branch in OET's Policy & Rules Division; Hugh Van Tuyl, OET Senior Staff Engineer; James Schlichting, WTB Senior Deputy Bureau Chief; and Paul Murray, WTB Assistant Bureau Chief/Chief Counsel.

The PISC Representatives attending some or all these three meetings included Michael Calabrese and Benjamin Lennett of the New America Foundation Open Technology Initiative; Harold Feld and Rashmi Rangnath of Public Knowledge; Chris Riley of Free Press; and Matt Wood of Media Access Project.

With respect to the three items on the tentative agenda, the PISC Representatives advanced positions consistent with their various filings in the above-captioned dockets. In brief, and in all three meetings with the Commission staff, the PISC Representatives advocated for a robust and broad inquiry into opportunistic use, which should seek input regarding a wide range of technologies, technical and service rules, and secondary market mechanisms for promoting dynamic access to underutilized spectrum. These methods should include opportunistic access to "white spaces" in previously licensed bands beyond just the TV band, building upon the TVWS database and sensing approaches alike in order to foster intensive use of spectrum based on

geographic and temporal sharing between primary and secondary spectrum users – both licensed and unlicensed.

In terms of the TV Spectrum Innovation NPRM on the tentative agenda, the PISC Representatives raised questions regarding proposed changes to the TV band. Yet, the PISC Representatives understand (from the description of this item on the agenda) that the NPRM will seek comment on possible channel sharing and other technical rules changes designed to increase flexibility in the TV band, not on questions pertaining to the ultimate optimization, reallocation, or potential auction of these frequencies. Finally with respect to items on the tentative agenda, the PISC Representatives expressed their general support for greater flexibility and capabilities that might be allotted to experimental license holders.

In terms of other topics discussed briefly in these various meetings, the PISC Representatives indicated to Messrs. Peraertz and Matthias their general support for wireless signal boosters, articulating the need for Commission action that would clarify the technical rules for such equipment without either chilling investment in these consumer-friendly devices or granting a virtual veto over use of such devices to incumbent licensees. Meanwhile, in their meeting with OET and WTB staff, the PISC Representatives advocated for rapid completion of the TV White Spaces database manager selection process along the lines suggested in PISC comments filed on the database manager proposals in February 2010.

We submit this letter today pursuant to Section 1.1206(b) of the Commission's rules, 47 C.F.R. §1.1206(b). Please contact the undersigned should you have any questions.

Respectfully submitted,

/s/ Matthew F. Wood

Associate Director
Media Access Project

cc: Louis Peraertz
Charles Mathias
Julius Knapp
James Schlichting
Paul Murray
Ira Keltz
Bruce Romano
Walter Johnson
Karen Ansari
Hugh Van Tuyl